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SUSTAINABLE LOW MAINTENANCE
GRASS, LLC, and TURF AND LANDSCAPE
SOLUTIONS, LLC**

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

1 **PARTIES' JOINT REPORT ON PROGRESS WITH SETTLEMENT DOCUMENTS**

2 At the Mandatory Settlement Conference on January 21, 2015, the parties reached a
3 binding settlement requiring implementation through settlement and release agreements and in a
4 consent to use agreement.

5 As agreed, on January 30, 2015, defense provided a first draft of the documents
6 pursuant to the agreed schedule, and on February 4, 2015, plaintiff provided a "redline" response.

7 Thereafter, the severe weather in Boston caused several unscheduled closings as well
8 as interruptions in the business of defense counsel's offices, delaying progress on the documents.
9 Defense will be responding to plaintiff's redline later this week; however, plaintiff's attorney will be
10 traveling for the following two weeks until March 3, 2015.

11 The parties request a further progress report to the Court to be due March 13, 2015.

12 Respectfully submitted,

13 NUTTER McCLENNEN & FISH LLP

14
15 Dated: February 17, 2015

K.R.Berman, by PNSErlach
16 By Kenneth R. Berman,
17 Attorneys for Defendants
Sustainable Low Maintenance Grass, LLC, and
Turf and Landscape Solutions, LLC

18 LAW OFFICES OF
19 RAYMOND N. STELLA ERLACH

Raymond N. Erlach
20 By Raymond N. Stella Erlach,
21 Attorneys for Plaintiff Cutting Edge Solutions, LLC

22 Dated: February 17, 2015

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24 Dated: 2/20/15

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Case No. 14-cv-2770-WHO

PROOF OF SERVICE BY U.S. MAIL AND E-MAIL

I, the undersigned, say:

4 I am a resident of the State of California and not a party to the within action; my
5 business address is The Law Offices of Raymond N. Stella Erlach, 275 Battery Street, Suite 2600,
6 San Francisco, California 94111. February 17, 2015, I served the within:

PARTIES' JOINT REPORT ON PROGRESS WITH SETTLEMENT DOCUMENTS

8 on the interested parties in said action by e-mail and also by placing a true copy thereof enclosed in
9 a sealed envelope addressed to each of the following:

SEE ATTACHED SERVICE LIST

11 I am "readily familiar" with the firm's practice of collection and processing
12 correspondence for mailing. Under that practice it would be deposited with the U.S. postal service
13 on that same day with postage thereon fully prepaid at San Francisco, California, in the ordinary
14 course of business. I am aware that on motion of the party served service is presumed invalid if
15 postal cancellation date or postage meter date is more than one day after the date of deposit for
16 mailing in affidavit.

17 I declare under penalty of perjury under the laws of the State of California that the
18 foregoing is true and correct. 

20 | Dated: February 17, 2015

21 || jpX5\Pic\CES\proofem.ml



Jennifer Pearl

Case No. 14-cv-02770-WHO

SERVICE LIST

By U.S. Mail:

With E-Mail To:

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Honorable Joseph C. Spero,
United States Magistrate Judge
UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
Federal Building
Courtroom G, 15th Floor
450 Golden Gate Avenue
San Francisco, CA 94102

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